

1ST CIRCUIT COURT  
STATE OF HAWAII  
FILED

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WATANABE ING & KOMEIJI LLP  
A Limited Liability Law Partnership

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Attorneys for Defendant  
DELOITTE & TOUCHE LLP

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

KELLEY WOODRUFF, M.D. and  
HAWAII CHILDREN'S BLOOD AND  
CANCER GROUP,

Plaintiffs,

vs.

HAWAI'I PACIFIC HEALTH;  
KAPI'OLANI MEDICAL  
SPECIALISTS; KAPI'OLANI  
MEDICAL CENTER FOR WOMEN and  
CHILDREN; ROGER DRUE; FRANCES  
A. HALLONQUIST; NEAL WINN,  
M.D.; SHERREL HAMMAR, M.D.;  
DELOITTE & TOUCHE LLP; DENNIS  
M. WARREN, ESQ.; JOHN DOES 1-  
99; JANE DOES 1-99; DOE  
ENTITIES 1-20; AND DOE  
GOVERNMENTAL UNITS 1-10,

Defendants.

CIVIL NO. 02-1-0090-01 (BIA)  
(Other Civil Action)

ORDER DENYING PLAINTIFFS' MOTION  
FOR HRCF RULE 54(b)  
CERTIFICATION OF ORDER GRANTING  
DEFENDANT DELOITTE & TOUCHE  
LLP'S MOTION FOR SUMMARY  
JUDGMENT AS TO COUNT IX, FILED  
JANUARY 19, 2007, OR FOR LEAVE  
TO FILE INTERLOCUTORY APPEAL

Hearing:

Date: February 27, 2007  
Time: 9:15 a.m.  
Judge: Hon. Bert I. Ayabe

Trial: October 1, 2007

ORDER DENYING PLAINTIFFS' MOTION FOR HRCP RULE 54(b)  
CERTIFICATION OF ORDER GRANTING DEFENDANT DELOITTE & TOUCHE LLP'S  
MOTION FOR SUMMARY JUDGMENT AS TO COUNT IX, FILED  
JANUARY 19, 2007, OR FOR LEAVE TO FILE INTERLOCUTORY APPEAL

Plaintiffs KELLEY WOODRUFF, M.D. and HAWAII CHILDREN'S BLOOD AND CANCER GROUP (collectively referred to as "Plaintiffs") having filed their Motion For HRCP Rule 54(b) Certification Of Order Granting Defendant Deloitte & Touche LLP's Motion For Summary Judgment As To Count IX, Filed January 19, 2007, Or For Leave To File Interlocutory Appeal ("Motion") on February 12, 2007; said Motion having been set for hearing before the Honorable Bert I. Ayabe on February 27, 2007 at 9:15 a.m.;

John T. Komeiji, Esq. and Karen Y. Arikawa, Esq. having appeared on behalf of Defendant DELOITTE & TOUCHE LLP; Kenneth S. Robbins, Esq. and John-Anderson L. Meyer, Esq. having appeared on behalf of Defendants HAWAII PACIFIC HEALTH, KAPIOLANI MEDICAL SPECIALISTS, KAPIOLANI MEDICAL CENTER FOR WOMEN AND CHILDREN, ROGER DRUE, FRANCES A. HALLONQUIST, NEAL WINN, M.D., SHERREL HAMMAR, M.D.; Michael J. Van Dyke, Esq. having appeared on behalf of Defendant DENNIS M. WARREN, ESQ.; and Rafael G. del Castillo, Esq. and Arleen D. Jouxson-Meyers, Esq. having appeared on behalf of Plaintiffs;

the Court having reviewed and considered the Motion and all submissions and arguments related thereto, and being duly

advised in the premises, good cause appearing therefor, hereby finds as follows:

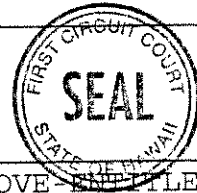
(1) that the Court does not favor piecemeal appeals;  
and

(2) that Plaintiffs failed to show how the granting of the interlocutory appeal would lead to the speedy termination of the litigation or that a 54(b) certification was proper.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the Motion is DENIED.

DATED: Honolulu, Hawai'i MAR 22 2007

BERT I. AYABE



JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

ARLEEN D. JOUXSON-MEYERS, ESQ.

RAFAEL G. DEL CASTILLO, ESQ.

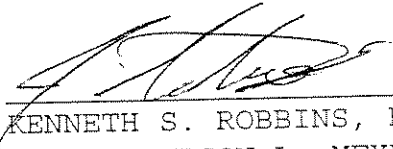
Attorneys for Plaintiffs

KELLEY WOODRUFF, M.D. and HAWAII  
CHILDREN'S BLOOD AND CANCER GROUP

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Kelley Woodruff, M.D., et al., Plaintiffs vs. Hawaii Pacific Health, et al., Defendants; Civil No. 02-1-0090-01 (BIA); ORDER DENYING PLAINTIFFS' MOTION FOR HRCP RULE 54(b) CERTIFICATION OF ORDER GRANTING DEFENDANT DELOITTE & TOUCHE LLP'S MOTION FOR SUMMARY JUDGMENT AS TO COUNT IX, FILED JANUARY 19, 2007, OR FOR LEAVE TO FILE INTERLOCUTORY APPEAL

APPROVED AS TO FORM:

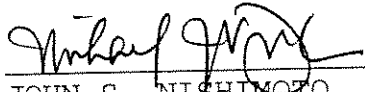


KENNETH S. ROBBINS, ESQ.

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Attorney for Defendants HAWAII PACIFIC HEALTH,  
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FRANCES A. HALLONQUIST, NEAL WINN, M.D., and  
SHERREL HAMMAR, M.D.

APPROVED AS TO FORM:



JOHN S. NISHIMOTO, ESQ.

MICHAEL J. VAN DYKE, ESQ.

Attorneys for Defendant

DENNIS M. WARREN, ESQ.

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Kelley Woodruff, M.D., et al., Plaintiffs vs. Hawaii Pacific Health, et al., Defendants; Civil No. 02-1-0090-01 (BIA); ORDER DENYING PLAINTIFFS' MOTION FOR HRCF RULE 54(b) CERTIFICATION OF ORDER GRANTING DEFENDANT DELOITTE & TOUCHE LLP'S MOTION FOR SUMMARY JUDGMENT AS TO COUNT IX, FILED JANUARY 19, 2007, OR FOR LEAVE TO FILE INTERLOCUTORY APPEAL